

House File 2109 - Introduced

HOUSE FILE 2109

BY SCHULTE

A BILL FOR

1 An Act relating to student enrollment following reorganization
2 or dissolution of a school district and including effective
3 date and applicability provisions.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. **275.42 Attendance in other**
2 **district.**

3 1. A student enrolled in grades kindergarten through
4 eleventh grade during the school year preceding the effective
5 date of a school reorganization under this chapter, who
6 was a resident of a school district affected, may enroll in
7 any reorganized school district to which territory of the
8 school district affected is now included until the student's
9 graduation from high school, unless the student was expelled
10 or suspended from school and the conditions of expulsion or
11 suspension have not been met. The student under expulsion or
12 suspension shall not be enrolled until the board of directors
13 of the school district to which territory of the school
14 district affected was attached approves, by majority vote, the
15 enrollment of the student.

16 2. Notwithstanding section 282.24, the district of
17 residence of the student, determined in the reorganization
18 proposal, shall pay tuition to the school district selected by
19 the student in an amount not to exceed the district cost per
20 pupil of the district of residence, and the school district
21 selected by the student shall accept that tuition payment and
22 enroll the student.

23 Sec. 2. Section 275.55A, Code 2011, is amended to read as
24 follows:

25 **275.55A Attendance in other district.**

26 1. A student enrolled in ~~ninth, tenth, or grades~~
27 kindergarten through eleventh grade during the school year
28 preceding the effective date of a dissolution proposal, who was
29 a resident of the school district that dissolved, may enroll
30 in a school district to which territory of the school district
31 that dissolved was attached until the student's graduation
32 from high school, unless the student was expelled or suspended
33 from school and the conditions of expulsion or suspension have
34 not been met. The student under expulsion or suspension shall
35 not be enrolled until the board of directors of the school

1 district to which territory of the dissolved school district
2 was attached approves, by majority vote, the enrollment of the
3 student.

4 2. Notwithstanding section 282.24, the district of
5 residence of the student, determined in the dissolution
6 proposal, shall pay tuition to the school district selected
7 by the student in an amount not to exceed the district cost
8 per pupil of the district of residence and the school district
9 selected by the student shall accept that tuition payment and
10 enroll the student.

11 Sec. 3. Section 282.9, subsection 1, Code 2011, is amended
12 to read as follows:

13 1. Notwithstanding sections 275.42, 275.55A, 256F.4, and
14 282.18, or any other provision to the contrary, prior to
15 knowingly enrolling an individual who is required to register
16 as a sex offender under chapter 692A, but who is otherwise
17 eligible to enroll in a public school, the board of directors
18 of a school district shall determine the educational placement
19 of the individual. Upon receipt of notice that a student who
20 is enrolled in the district is required to register as a sex
21 offender under chapter 692A, the board shall determine the
22 educational placement of the student. The tentative agenda
23 for the meeting of the board of directors at which the board
24 will consider such enrollment or educational placement shall
25 specifically state that the board is considering the enrollment
26 or educational placement of an individual who is required
27 to register as a sex offender under chapter 692A. If the
28 individual is denied enrollment in a school district under this
29 section, the school district of residence shall provide the
30 individual with educational services in an alternative setting.

31 Sec. 4. EFFECTIVE UPON ENACTMENT. This Act, being deemed of
32 immediate importance, takes effect upon enactment.

33 Sec. 5. APPLICABILITY. This Act applies to school district
34 reorganizations and dissolutions that take effect under chapter
35 275 on or after the effective date of this Act.

EXPLANATION

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2 This bill provides that a student enrolled in grades
3 kindergarten through eleventh grade during the school year
4 preceding the effective date of a school reorganization under
5 Code chapter 275, who was a resident of a school district
6 affected by the reorganization, may enroll in any reorganized
7 school district to which territory of the school district
8 affected is now included until the student's graduation from
9 high school, unless the student was expelled or suspended from
10 school and the conditions of expulsion or suspension have
11 not been met. Under the bill, a student under expulsion or
12 suspension shall not be enrolled until the board of directors
13 of the reorganized school district approves, by majority vote,
14 the enrollment of the student.

15 The bill modifies similar existing enrollment provisions
16 applicable to school district dissolutions in Code section
17 275.55A by applying such enrollment options to students
18 enrolled in kindergarten through eleventh grade during the
19 school year preceding the dissolution. Current Code section
20 275.55A only applies to students enrolled in ninth, tenth, or
21 eleventh grade.

22 The bill takes effect upon enactment and applies to school
23 district reorganizations and dissolutions that take effect
24 under Code chapter 275 on or after the effective date of the
25 bill.